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18 Attorneys for Plaintiffs

19  
20 UNITED STATES DISTRICT COURT  
21 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION  
22

23 GRACE SMITH and RUSSELL  
24 RAWLINGS, on behalf of themselves and  
25 all others similarly situated, and  
26 CALIFORNIA FOUNDATION FOR  
27 INDEPENDENT LIVING CENTERS, a  
28 California nonprofit corporation,

v.  
Plaintiffs,

CALIFORNIA HEALTH AND HUMAN  
SERVICES AGENCY; and CALIFORNIA  
DEPARTMENT OF MANAGED  
HEALTH CARE, KAISER  
FOUNDATION HEALTH PLAN, INC.

Defendants.

Case No. 4:21-cv-07872-HSG

**JOINT STATUS REPORT RE:  
KAISER ARBITRATION**

Judge: Hon. Haywood S. Gilliam, Jr.

Action Filed: October 7, 2021  
Trial Date: None Set

The parties to the above-entitled action jointly submit this JOINT STATUS REPORT RE: KAISER ARBITRATION pursuant to this Court's Order Granting Motion to Compel Arbitration, ECF No. 66, dated September 27, 2022.

The Court granted Kaiser's motion to compel arbitration of Plaintiffs' claims and stayed the claims against Kaiser pending resolution of the arbitration. The Court also directed the parties "to file a joint status report regarding the status of the arbitration with Kaiser beginning 120 days from the date of this order and continuing every 120 days thereafter unless otherwise ordered." *Id.* at 10.

9 Plaintiffs have not yet commenced the Kaiser arbitrations, but are preparing to do so  
10 with their Counsel.

12 | DATED: January 25, 2023

ROSEN BIEN GALVAN & GRUNFELD LLP

By: /s/ Ernest Galvan  
Ernest Galvan

## Attorneys for Plaintiffs

18 DATED: January 25, 2023

SHEPPARD MULLIN RICHTER & HAMPTON  
LLP

By: /s/ A. Alexander Kuljis  
A. Alexander Kuljis

Attorneys for Defendant Kaiser Foundation Health Plan, Inc.

## **FILER'S ATTESTATION**

Pursuant to Civil Local Rule 5-1(i), I, Ernest Galvan, attest that concurrence in the filing of this document has been obtained.

<sup>26</sup> DATED: January 25, 2023

/s/ Ernest Galvan  
Ernest Galvan